WPMB 707 of 2003

Hon. P.C. Verma, A.C.J.
Hon. Irshad Hussain, J.

Heard learned counsel for the petitioner and Sri V.K.Bist, learned counsel for the respondents.

By means of this writ petition, the petitioner seeks to enforce contractual right arising of a contract entered between the petitioner and railways relating to the parking of the vehicle. It does not come out from the record that the contract was statutory one. It was simply a contact like the contract between the private parties, therefore, it is open for the petitioner to avail the private law remedy available to him. In view of this, we are not inclined to exercise our jurisdiction under Article 226 of the Constitution of India.

The petition is dismissed accordingly.

(I.H., J.) **(P.C.V., A.C.J.)**

1.08.2003:
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